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## Attorneys for Plaintiffs and Counter-Defendants

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

SERENDIP LLC & WENDY  
CARLOS,

## Plaintiffs,

WARNER BROS. ENTERTAINMENT  
INC.

**Defendant.**

WARNER BROS. ENTERTAINMENT  
INC.

## Counter-Claimant,

SERENDIP LLC & WENDY  
GARLCS

## Counter-Defendants.

CASE NO. CV 08-07739 RGK (RCx)

The Honorable R. Gary Klausner

**DECLARATION OF ANNEMARIE  
FRANKLIN IN OPPOSITION TO  
DEFENDANT'S MOTION FOR  
PARTIAL SUMMARY JUDGMENT**

Fed.R.Civ.P.56

Date: November 30, 2009  
Time: 9:00 a.m.  
Place: Courtroom 850  
255 E. Temple St.  
Los Angeles, CA

# DECLARATION OF ANNEMARIE FRANKLIN

I, Wendy Carlos, hereby declare as follows:

1. I am an attorney admitted to practice in the state of California and the attorney for the Plaintiffs in this action. I make this Declaration in opposition to Defendant's motion for partial summary judgment. I have personal knowledge of the facts set forth in this Declaration, which are true to my own knowledge, and, if called as a witness, I could and would testify competently thereto.

2. Attached hereto as "AFDep" are true and correct copies of excerpts from the Deposition of Annemarie Franklin, which Linda Burrow, counsel for Defendant, took on September 16 in New York, NY.

3. Attached hereto as "WCDep" are true and correct copies of excerpts from the Deposition of Wendy Carlos, which Linda Burrow, counsel for Defendant, took on September 17 in New York, NY.

4. Attached hereto as Exhibit 1 are true and correct copies of letters I exchanged with representatives of Defendant in 2007.

5. Attached hereto as Exhibit 2 is a true and correct copy of a document produced by Defendant in this litigation.

I declare under penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct.

November 16, 2009  
New York, NY

Annemarie Franklin /s/